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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Master File No. 3:07-md-05944-SC

MDL No. 1917

This Document Relates To:

INDIRECT PURCHASER ACTIONS

Interbond Corporation of America v.
Technicolor SA, et al., No. 13-cv-05727;

Interbond Corporation of America v. Hitachi,
Ltd. et al., No. 3:11-cv-06275;

Office Depot, Inc. v. Technicolor SA, et al.,
No. 13-cv-05726;

Office Depot, Inc. v. Hitachi, Ltd. et al.,
No. 3:11-cv-06276;

**DECLARATION OF STUART H. SINGER
IN SUPPORT OF PLAINTIFFS'
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL CERTAIN PORTIONS OF
THEIR RESPONSE IN OPPOSITION TO
DEFENDANTS' NOTICE OF MOTION
AND MOTION FOR PARTIAL
SUMMARY JUDGMENT AS TO
INDIRECT PURCHASER PLAINTIFFS'
AND CERTAIN DIRECT ACTION
PLAINTIFFS' STATE LAW CLAIMS ON
STATUTE OF LIMITATIONS GROUNDS
PURSUANT TO CIVIL LOCAL RULES 7-
11 AND 79-5(d)**

1 I, **STUART H. SINGER**, declare as follows:

2 1. I am a partner at the law firm Boies, Schiller & Flexner LLP, counsel for several of the
3 Direct Action Plaintiffs (DAPs) in this matter, including Office Depot, Inc. and Interbond
4 Corporation of America, and I am licensed to practice law in the State of Florida and admitted to
5 practice *pro hac vice* before this Court. Except for those matters stated on information and belief,
6 which I believe to be true, I have personal knowledge of the facts recited in this declaration and,
7 if called upon to do so, I would competently testify under oath thereto.

8 2. I submit this Declaration in support of Plaintiffs' motion to file the highlighted portions
9 of the following document under seal pursuant to Civil Local Rules 7-11 and 79-5(d):

- 10 • Plaintiffs' Response in Opposition to Defendants' Notice of Motion and
11 Motion for Partial Summary Judgment as to Indirect Purchaser Plaintiffs'
12 and Certain Direct Action Plaintiffs' State Law Claims on Statute of
13 Limitations Grounds.
- 14 • Exhibit A to the Declaration of Stuart H. Singer in Support of Plaintiffs'
15 Opposition (Excerpt of Expert Report of Kenneth G. Elzinga, dated April
16 15, 2014, at pages 156-158)

17 3. A portion of Plaintiffs' Response in this case contains excerpts from and/or statements
18 derived from documents and testimony which have been designated "confidential" or "highly
19 confidential" pursuant to the Stipulated Protective Order governing this litigation. [Dkt.306, June
20 18, 2008] ("Stipulated Protective Order"). The confidential/highly confidential designations were
21 made by certain defendants in this litigation. To qualify as confidential or highly confidential
22 under the Stipulated Protective Order, information must contain trade secrets or other
23 confidential research, development or commercial information or private or competitively
24 sensitive information. Stipulated Protective Order at ¶ 1.

25 4. The Stipulated Protective Order requires that a party may not file any confidential
26 material in the public record. Stipulated Protective Order at ¶ 10. The Stipulated Protective
27 Order further provides that any party seeking to file any confidential material under seal must
28 comply with Civil Local Rule 79-5. Stipulated Protective Order at ¶ 1, 10.

5. The highlighted portion of Plaintiffs' Response contains such material, and, pursuant to

1 Local Rule 79-5(e), Plaintiffs seek to submit this material under seal in good faith in order to
2 comply with the Stipulated Protective Order and the applicable Local Rules.

3 6. Therefore, Plaintiff respectfully requests an order sealing portions of Plaintiffs' Response
4 in Opposition to Defendants' Notice of Motion and Motion for Partial Summary Judgment as to
5 Indirect Purchaser Plaintiffs' and Certain Direct Action Plaintiffs' State Law Claims on Statute
6 of Limitations Grounds.

7 I declare under penalty of perjury that the foregoing is true and correct.

8 Executed on this 23rd day of December, 2014 at Fort Lauderdale, Florida.

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10 /s/ Stuart H. Singer

11 Stuart H. Singer
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused a true and correct copy of the documents listed below to be served by ECF filing on December 23, 2014 to each of the persons as set forth on the attached service list.

- Plaintiffs' Administrative Motion to Seal Plaintiffs' Response in Opposition to Defendants' Notice of Motion and Motion for Partial Summary Judgment as to Indirect Purchaser Plaintiffs' and Certain Direct Action Plaintiffs' State Law Claims on Statute of Limitations Grounds
- Declaration of Stuart H. Singer in Support of Plaintiffs' Administrative Motion to Seal Plaintiffs' Response in Opposition to Defendants' Notice of Motion and Motion for Partial Summary Judgment as to Indirect Purchaser Plaintiffs' and Certain Direct Action Plaintiffs' State Law Claims on Statute of Limitations Grounds
- Proposed Order Granting Plaintiffs' Administrative Motion to Seal Plaintiffs' Response in Opposition to Defendants' Notice of Motion and Motion for Partial Summary Judgment as to Indirect Purchaser Plaintiffs' and Certain Direct Action Plaintiffs' State Law Claims on Statute of Limitations Grounds

Dated: December 23, 2014

/s/ Adam Weber

Adam Weber

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